

§ 1203.100

- 1203.401 Effect of open publication.
- 1203.402 Classifying material other than documentation.
- 1203.403 State-of-the-art and intelligence.
- 1203.404 Handling of unprocessed data.
- 1203.405 Proprietary information.
- 1203.406 Additional classification factors.
- 1203.407 Duration of classification.
- 1203.408 Assistance by installation security classification officers.
- 1203.409 Exceptional cases.
- 1203.410 Limitations.
- 1203.411 Restrictions.
- 1203.412 Classification guides.

Subpart E—Derivative Classification

- 1203.500 Use of derivative classification.
- 1203.501 Applying derivative classification markings.

Subpart F—Declassification and Downgrading

- 1203.600 Policy.
- 1203.601 Responsibilities.
- 1203.602 Authorization.
- 1203.603 Systematic review for declassification.
- 1203.604 Mandatory review for declassification.

Subpart G—Foreign Government Information

- 1203.700 Identification.
- 1203.701 Classification.
- 1203.702 Duration of classification.
- 1203.703 Declassification.

Subpart H—Delegation of Authority to Make Determinations in Original Classification Matters

- 1203.800 Delegations.
- 1203.801 Redelegation.
- 1203.802 Reporting.

Subpart I—NASA Information Security Program Committee

- 1203.900 Establishment.
- 1203.901 Responsibilities.
- 1203.902 Membership.
- 1203.903 Ad hoc committees.
- 1203.904 Meetings.

AUTHORITY: 42 U.S.C. 2451 *et seq.* and E.O. 12958, 60 FR 19825, 3 CFR, 1995 Comp., p. 333.

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14 CFR Ch. V (1–1–01 Edition)

Subpart A—Scope

§ 1203.100 Legal basis.

(a) *Executive Order 12958 (hereinafter referred to as “the Order”)*. The responsibilities and authority of the Administrator of NASA with respect to the original classification of official information or material requiring protection against unauthorized disclosure in the interest of national defense or foreign relations of the United States (hereinafter collectively termed “national security”), and the standards for such classification, are established by the “the Order” (E.O. 12958, 3 CFR, 1996 Comp., p. 333), as amended (*See*, Order of October 13, 1995, 3 CFR, 1996 Comp., p. 513), and the Information Security Oversight Office Directive No. 1, as amended (32 CFR part 2001, “Classified National Security Information”);

(b) *E.O. 10865*. Executive Order 10865 (24 FR 1583) requires the Administrator to prescribe by regulation such specific requirements, restrictions and other safeguards as the Administrator may consider necessary to protect:

(1) Releases of classified information to or within United States industry that relate to contracts with NASA; and

(2) Other releases of classified information to industry that NASA has responsibility for safeguarding.

(c) *The National Aeronautics and Space Act*. (1) Section 304(a) of the National Aeronautics and Space Act of 1958, as amended (42 U.S.C. 2451 *et seq.*), states in part:

The Administrator shall establish such security requirements, restrictions, and safeguards as he deems necessary in the interest of the national security * * *

(2) Section 303 of the Act states:

Information obtained or developed by the Administrator in the performance of his functions under this Act shall be made available for public inspection, except (i) information authorized or required by Federal statute to be withheld, and (ii) information classified to protect the national security: *Provided*, That nothing in this Act shall authorize the withholding of information by the Administrator from the duly authorized committees of the Congress.

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